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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

PATRICIA FITZPATRICK and ROBERT
L. ANSARA, as Special Co-Administrators
and Personal Representatives of the Estate
of JEREMIAH BOWLING, deceased; and
PATRICIA FITZPATRICK, as Heir and
Mother of JEREMIAH BOWLING,
deceased,
Plaintiffs,
v.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, a political subdivision of
the State of Nevada; THOMAS STRIEMER,
Corrections Officer, individually and in his
official capacity; ANGELO LARRY,
Corrections Officer, individually and in his
official capacity; ROLANDO TREVINO,
Corrections Officer, individually and in his
official capacity; and NAPHCARE, INC., an
Alabama corporation,
Defendants.

Case No.: 2:17-cv-1886-JAD-BNW
**STIPULATION TO CONTINUE
FRCP 30(b)(6) DEPOSITION OF
LAS VEGAS METROPOLITAN
POLICE DEPARTMENT TO
SEPTEMBER 11, 2020**
[THIRD REQUEST]

COME NOW PLAINTIFFS PATRICIA FITZPATRICK and ROBERT L. ANSARA, by and through their counsel of record, NADINE M. MORTON ESQ. of MORTON LAW, PLLC, and A. J. SHARP, ESQ. of SHARP LAW CENTER, Defendant THOMAS STRIEMER and Third Party LAS VEGAS METROPOLITAN POLICE DEPARTMENT, by and through their counsel of record, ROBERT W. FREEMAN, ESQ. of LEWIS BRISBOIS BISGAARD & SMITH LLP, and Defendant NAPHCARE, INC., by and through its counsel of record, S. BRENT VOGEL, ESQ. of LEWIS BRISBOIS BISGAARD & SMITH LLP (collectively herein, the “Parties”), and Stipulate to conduct the continued deposition of Las Vegas Metropolitan Police Department, pursuant to FRCP 30(b)(6), from Friday, June 19, 2020, to **Friday, September 11, 2020, at 10:00 a.m.** Pursuant to Local Rule IA 6-1(a), the Parties represent that this is the third request for extension of this time, as explained below.

PROCEDURAL BACKGROUND

On February 14, 2020, this Court granted the Parties’ Stipulation to conduct the continued FRCP 30(b)(6) deposition of Las Vegas Metropolitan Police Department (“LVMPD”) on April 3, 2020. *Docket Filing #132*. On April 1, 2020, this Court approved extension of the continuance through Friday, June 19, 2020, in light of the need for Defense counsel’s office to be reconfigured to accommodate the ongoing COVID-19 pandemic. *Docket Filing #147*.

However, in late May 2020, Defense counsel’s firm imposed a “phased-in reopening” of its office, such that in-person depositions will not be possible until at least late August. Moreover, in the interim, Defense counsel learned that LVMPD’s prior FRCP 30(b)(6) designee, Sergeant Albright, had been reassigned to a different department, and that LVMPD therefore chose to designate a different individual for the remainder of the deposition. Because of the firm’s COVID-19 restrictions, Defense counsel will not be permitted to meet in-person with the new designee to prepare for the deposition until late August.

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1 The Parties therefore have agreed to Stipulate, subject to this Court's approval, to conduct
2 the continued FRCP 30(b)(6) deposition of LVMPD on **Friday, September 11, 2020, at 10:00 a.m.**
3 The Parties aver that good cause exists for the requested stay and that this Stipulation is not submitted
4 for purposes of delay.

5 DATED this 19th day of June, 2020.

6 **MORTON LAW, PLLC**

7
8 /s/ Nadine M. Morton

9 Nadine M. Morton, Esq.

10 Nevada Bar No. 8583

11 11700 West Charleston Blvd.

12 Suite 170-65

13 Las Vegas, Nevada 89135

14 *Attorney for Plaintiffs*

DATED this 19th day of June, 2020.

**LEWIS BRISBOIS BISGAARD
& SMITH**

/s/ S. Brent Vogel

S. Brent Vogel, Esq.

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Las Vegas, Nevada 89118

Attorneys for Defendant

Naphcare, Inc.

15 DATED this 19th day of June, 2020.

16 **LEWIS BRISBOIS BISGAARD
& SMITH**

17 /s/ Robert W. Freeman

18 Robert W. Freeman, Jr., Esq.

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20 6385 South Rainbow Boulevard

21 Suite 600

22 Las Vegas, Nevada 89118

23 *Attorneys for Defendant Thomas Striemer*

24 *and Third Party Las Vegas Metropolitan*

25 *Police Department*

26 **ORDER**

27 IT IS SO ORDERED.

28 Dated this 22nd day of June, 2020.

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30 UNITED STATES MAGISTRATE JUDGE